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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

THOMAS NIMELY,

Plaintiff,

-V-

RXR 620 OWNER II LLC and BED, BATH
& BEYOND, INC.,

Defendants.

13 Civ. 2069 (KBF)

ORDER

KATHERINE B. FORREST, District Judge:

On Thursday, October 31, 2013, the parties informed the Court that they reached a settlement in principle. Accordingly, this action is discontinued without costs to any party and without prejudice to restore the action to this Court's calendar if such an application is made not later than **Monday, December 2, 2013**.

All other dates and deadlines in this matter, including the status conference scheduled for Friday, November 1, 2013, at 1:30 p.m., are adjourned.

The Clerk of Court is directed to terminate this action

SO ORDERED.

Dated: New York, New York
October 31, 2013

K. B. Jones

KATHERINE B. FORREST
United States District Judge